IN THE HIGH COURT OF UTTRANCHAL

AT NAINITAL

Writ Petition No. 714 of 2005 (S/S)

1. Gopal Singh Bisht age 42 years
   S/o Late Sri Dewan Singh Bisht
   R/o 15/4 Subhash Nagar
   Haldwani
   Presently posted
   Junior Engineer Provincial Division PWD
   Ranikhet Sub and Division Ram Nagar
2. Dinesh Chandra, age 45 years
   S/o Mathura Dutt
   R/o J/4 P.W.D. Colony Rudrapur
   Presented posted Junior Engineer
   P.W.D. National High Way Division
   Haldwani … Petitioners

Versus

1. State of Uttaranchal through
   Secretary Public Works Department
   Government of Uttaranchal, Dehradun
2. Chief Engineer (Level – I)
   Public Works Departments, Dehradun
3. State of Uttar Pradesh through
   Secretary, Public Works Department
4. Principal Secretary
   Public Works Deparment
   Government of Uttar Pradesh, Lucknow … Respondents

Sri Udyog Shukla, learned counsel for the petitioners

Hon'ble B.C. Kandpal, J.

This writ petition has been filed for seeking a direction in the nature of certiorari quashing the seniority list dated 19.02.1994 and 09.04.2002 passed by respondents.

As per the petitioners they are working as Junior Engineers in P.W.D. and their services are under the control of Government of Uttaranchal. The petitioners have challenged the inter se seniority by way of this writ petition.

The averments made in the writ petition reveals that the matter relates to the inter se seniority, which involves the question of fact. The petitioners have an alternative remedy to seek their redress against their grievance before the State Public Service Tribunal.

Hence, the writ petition cannot be entertained by this Court and is accordingly transferred to Public Service Tribunal, Uttaranchal for disposal accordingly to Law.

(B.C. Kandpal, J.)

09.06.2005
ASWAL